

REMARKS

Reconsideration and allowance are respectfully requested.

Claims 1-3 and 6-29 are pending in the application.

Reference numerals have been removed from the claims. Such amendments do not alter the scope of the claims.

Claims 1, 21 and 29 have also otherwise been amended. No new matter has been added. The amendments made to claim 1 are supported by the specification at page 6, lines 20-24.

Claim Rejection - 35 U.S.C. 112

Claims 21 and 29 stand rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out distinctly claim the subject matter which applicant regards as the invention.

In order to overcome such rejections, the limitation "the pre-folding station", in claim 21, has been substituted with the limitation "the preforming station" which finds basis in claim 6 from which it depends on. Moreover, the phrase "predetermined and uniform tempo", in claim 29, has been substituted with the more definite phrase "predetermined and uniform time".

Claim Rejection - 35 U.S.C. 103

Claims 1-3, 6-13, 16-21 and 26-29 stand rejected under U.S.C. 103(a) as being unpatentable over Reil in view of Traczyk.

Applicant respectfully traverses this rejection.

In order to overcome the rejections under U.S.C. 103(a), claim 1 has been amended to better distinguish the field of the invention. In particular, claim 1 now requires that the forming material from which the containers are made comprises at least a **paper material**.

As recognized by the Examiner, Reil does not disclose the footprint of the three legs having C-shaped configuration.

Traczyk teaches a system for manufacturing containers made of metal material and does not teach or suggest a container made of paper material, or manufacturing such a container made of paper material. Clearly then, the field of the invention of claim 1 is quite different from the field of invention of Traczyk. A person of ordinary skill in the art would not turn to the field of manufacturing metal containers to seek solutions to problems in manufacturing containers made of a paper material. Nor is there any suggestion in either Reil or Traczyk which would prompt the person of ordinary skill to turn to Traczyk to solve the deficiency of Reil. Therefore, a person of ordinary skill would not combine Reil and Traczyk.

None of the other cited art, either alone or in combination, resolves the deficiency of amended claim 1.

Therefore, claim 1 is believed to be in allowable condition and It is respectfully requested that the rejection of claim 1 be withdrawn.

Since claims 2-3 and 6-29 depend from claim 1, they are believed to be in allowable condition for the same reasons as claim 1, as well as for the further limitations contained therein. Thus, it is respectfully requested that the remaining rejections of such claims be withdrawn as well.

Conclusion

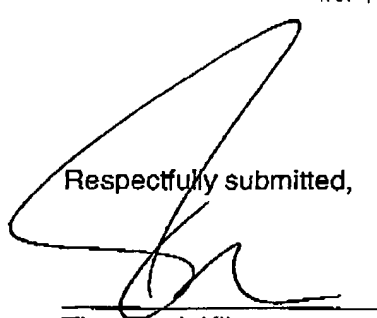
All matters having been addressed above and in view of the pending claims and remarks, Applicant respectfully requests the entry of this Amendment, the Examiners reconsideration of the application, and the timely allowance of the pending claims. Applicant's counsel remains ready to assist the Examiner in any way to facilitate and expedite the prosecution of this application.

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